

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-34-T - ORDER NO. 2008-339
MAY 8, 2008

IN RE: Petition of the Office of Regulatory Staff to)	ORDER REVOKING
Revoke Certificates of Public Convenience)	CERTIFICATES
and Necessity of Certain Motor Carriers For)	
Failure to Maintain and File Evidence of)	
Insurance)	

This matter comes before the Public Service Commission of South Carolina (“the Commission”) by way of the Petition of the Office of Regulatory Staff (“ORS”) to revoke Certificates of Public Convenience and Necessity of certain motor carriers for failure to maintain and file evidence of insurance. ORS's Petition was filed with the Commission on January 29, 2008. As set forth in S.C. Code Ann. §58-23-10, et seq. (Supp. 2007), the Commission is responsible for the regulation of motor vehicle carriers operating for compensation and pursuant to S.C. Code Ann. §58-4-10, et seq., as enacted by 2004 S.C. Acts 175, the ORS is charged with the duty to protect the public interest.

The ORS developed a list of the motor carriers operating in violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law in respect of failure to maintain and file evidence of insurance and such list was attached as Exhibit A to ORS's Petition. At the hearing on April 30, 2008, the ORS submitted into the record a Revised Exhibit A, dated April 29, 2008, advising the Commission that several

companies listed on the original Exhibit A to its Petition had come into compliance and requested dismissal of this action against those companies.

On February 13, 2008, the Commission issued a Notice of Hearing, setting this matter for hearing on April 30, 2008, at 2:45 p.m. A formal hearing regarding this matter was held at the Commission offices on Wednesday, April 30, 2008, at 2:45 p.m. ORS was represented by Shealy Boland Reibold, Esquire. Ms. Carole Chauvin, the Program Specialist and Records Custodian of ORS's Transportation Department, testified for the ORS.

At the hearing, Ms. Chauvin presented testimony that twenty-six (26) motor carriers certificated by the Commission to provide motor carrier services had failed to maintain or file current proof of insurance with the ORS as required by S.C. Code Ann. §58-23-910 (Supp. 2007). Further, Ms. Chauvin testified that the ORS's Revised Exhibit A, offered into evidence by the ORS at the hearing on April 30, 2008, listed those companies which remained out of compliance at the time of the hearing. This Revised Exhibit A was offered into evidence by the ORS and accepted into the record by the Commission as Hearing Exhibit 3. The Revised Exhibit A listed by name and certificate number the 18 motor carriers which remained out of compliance for not having filed proof of insurance with the ORS as of the date of the hearing. Additionally, the ORS stated in its Petition, and Ms. Chauvin testified, that the ORS notified the companies via certified mail of their failure to file or maintain proof of insurance with the ORS. Finally, all of the Eighteen (18) carriers listed on the ORS Revised Exhibit A have had their certificates of Public Convenience and Necessity suspended by the Commission

prior to the hearing in this case on April 30, 2008. Both the Petitions for Suspension by the ORS and the Orders of Suspension issued by the Commission have been served on the Respondent carriers.

The Commission finds that the Petition should be dismissed as to the carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law [S.C. Code Ann. Section 58-23-10 et.seq. (Supp. 2007)] as of the date of the hearing in this matter. The Commission is also of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by the carriers which are the subject of this Petition (attached as an Appendix to this Order, labeled "Revised Exhibit A - Companies Not in Compliance April 29, 2008") should be revoked and cancelled for their continued willful violation of the Commission's Rules and Regulations and/or the South Carolina Vehicle Carrier Law.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED:

1. That the Certificates of Public Convenience and Necessity held by those Eighteen (18) motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

2. That all operating rights authorized under the Certificates held by the carriers listed in the attached Appendix and cancelled by this Order are null and void.

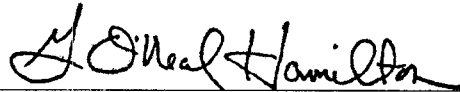
3. That this Petition be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

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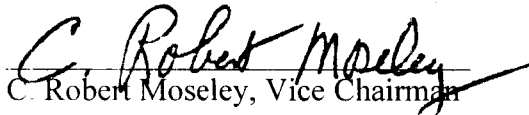
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4 That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


G. O'Neal Hamilton, Chairman

ATTEST:


C. Robert Moseley, Vice Chairman

(SEAL)

Appendix

Docket No. 2008-34-T

Order No. 2008-339

May 8, 2008

No.	Docket #	Class	Type of Cert	Name	DBA	Address	City	State	Zip
REVISED EXHIBIT A - CARRIERS OUT OF COMPLIANCE APRIL 29, 2008									
1	2007-247-T	C	TAXI	VERA TROTMAN	A TO Z EXPRESS	5302 KIRSTEIN STREET	N CHARLESTON	SC	29418
2	2006-272-T	C	CHARTER	JAMES D. REASONER	ABSOLUTELY CHARLESTON	P.O. BOX 2727	MT PLEASANT	SC	29465
3	1996-050-T	E	HHG	CHARLES G. MARION, JR.	B.C. MOVERS & STORAGE	P.O. BOX 1528	LEXINGTON	SC	29071
4	2006-209-T	C	CHARTER	PIRATES PLUNDER, LLC	CHARLESTON LUXURY TRANSPORT	1808 MEETING STREET	CHARLESTON	SC	29405
5	2006-370-T	C	CHARTER	FIRST CLASS LIMOUSINE SERVICE, LLC		1923 SHELL COURT	SURFSIDE BEACH	SC	29575
6	2005-323-T	C	TAXI	LEROY A. BROWN	G.T.F.O. TAXI	2325 FALCON STREET	N CHARLESTON	SC	29406
7	2006-378-T	C	CHARTER	STEFAN A. KOZHUHAROV		1510 COASTAL LANE UNIT 204	MYRTLE BEACH	SC	29577
8	2004-345-T	C	TAXI	MORRIS L. LOWERY		208 DAVIS STREET	DARLINGTON	SC	29532
9	2006-351-T	C	TAXI	WILLIAM JONES AND KWAN GARNER	RELIABLE RIDES	264 KINSEY DRIVE	SUMTER	SC	29150
10	2003-233-T	C	CHARTER	REZELL CAMERON	REZELLE LIMO SERVICE	235 S. HAZARD STREET	GEORGETOWN	SC	29440
11	2006-216-T	C	TAXI	CHERI M. ROBERTS		P.O. BOX 1211	CONWAY	SC	29528
12	1998-403-T	E	HHG	DARRELL ELLISON	RONNIE'S MOVING SERVICE	P.O. BOX 6062	GREENVILLE	SC	29606
13	2007-249-T	C	CHARTER	S & S EXPRESS, INC.		4940 CHARLESTON HWY	WILLISTON	SC	29853
14	2007-220-T	C	NON-EMERGENCY	CONSOLIDATED SERVICES, LLC		674 MOORE STREET	LAKE CITY	SC	29560
15	1998-588-T	C	TAXI	EVELYN SCOTT		P.O. BOX 1951	GEORGETOWN	SC	29440
16	2004-20-T	C	CHARTER	RAMON ZAMORANO	TRANSPORTE SALUDA	165 MYRTLE ROAD	SALUDA	SC	29138
17	2004-19-T	C	TAXI	RAMON ZAMORANO	TRANSPORTE SALUDA	166 MYRTLE ROAD	SALUDA	SC	29139
18	2007-76-T	C	TAXI	SHANE WASHKO		958 PALASADE CIRCLE	MYRTLE BEACH	SC	29577